

and comply with the formalities prescribed by subsecs. 3, 4, 14 and 15 of said section; that the soil of plaintiff's lot having fallen into the excavation made in the street, it must be regarded as lands taken and used for the purposes of such excavation equally as it would have been if the street had been elevated so as to cover a portion of the adjoining land; that the corporation had, therefore, taken and used plaintiff's land without complying with the conditions precedent therefor prescribed, and were liable to the plaintiff in an action for the damage he had sustained.

Held, further, that excavating the street to such a depth as to cause the soil of the adjoining lot to fall into the excavation was such negligence in the execution of the work as to make the corporation liable.

Appeal dismissed with costs.

Robinson, Q.C., for the appellants.

Osler, Q.C., for the respondent.

INSOLVENT NOTICES.

Quebec Official Gazette, June 18 and 25.

Judicial Abandonments.

DEMERS, HARRISON A. (Demers & Co.,) Montreal, June 8.

LANGLOIS, L. O. Hector, parish of St. Hugues, June 11.

LAVALLÉE, Ernest Narcisse, St. Phillippe de Néri, Kamouraska, June 23.

Curators appointed.

DEMERS, HARRISON A. (Demers & Co.).—C. Desmarteau, Montreal, curator, June 20.

DESAULNIERS & LEBLANC, Montreal.—Kent & Turcotte, Montreal, joint curator, June 14.

GUILBAULT *et al.*, Ed.—C. Desmarteau, Montreal, curator, June 8.

LABOCHELLE, Léon, St. Henri.—H. A. Bedard, Quebec, curator, June 15.

LÉROUX & Co., Imbleau, Montreal.—Kent & Turcotte, Montreal, joint curator, June 14.

PAYETTE & Fils, A., Montreal.—Kent & Turcotte, Montreal, joint curator, June 13.

Dividends.

BOURGOING, François, Tadoussac.—Third dividend, payable July 11, N. Matte, Quebec, curator.